

## **MINUTES OF REGULAR MEETING HELD OCTOBER 29, 2019**

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, October 29, 2019 at 8:00 p.m.

Mayor Brindle made the following announcements:

“Prior to convening in regular session, there was an agenda session which was open to public and advertised.”

“The adequate notice of this meeting, as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 13, 2018. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, and THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

**PRESENT:** Mayor Brindle, Council Members Habgood, Arena, \*Dardia, \*Neylan, LoGrippo, Contract, Stokes, Mackey

**ABSENT:**  
None

\*Councilman Dardia arrived at 8:24 PM.

\*Councilwoman Neylan departed the meeting at 9:04 PM.

### **INVOCATION AND FLAG SALUTE**

Invocation was given by Councilman LoGrippo followed by the flag salute.

### **PRESENTATIONS**

#### Administrator's Update

- Provided an update of road paving and stated that North Wickom Drive is the one remaining road to be paved for 2019. Also discussed the paving of Park Drive and explained that the paving of this road is a carryover from 2018 which was delayed until improvements to the pathways at Mindowaskin Park are complete. Stated that a contract for improvements to the pathways at Mindowaskin Park was recently awarded and discussed the timeframe for completion of this project;
- Discussed the status of improvements to Municipal Lot No. 7 and stated that the last phase of the project, which includes the sidewalk along North Avenue, is currently underway;
- Discussed the traffic signal to be installed at Lamberts Mill Road and Rahway Avenue and stated that Union County would be advertising for bids in the coming weeks, with completion of the project expected in the spring/summer of 2020;
- Discussed the installation of flashing beacons at certain intersections;
- Provided an update concerning leaf collection and stated that the annual brochure has been mailed to homes. In addition, information related to the leaf collection program is available on the Town's website and social media pages, and residents who registered with Westfield Connect would receive push notifications, similar to the notifications provided during road paving. Urged residents to keep storm sewers clear of leaves to prevent street flooding. Also explained that leaf piles that contain other items such as mums, pumpkins and branches would not be picked up because they are not accepted at the Union County facility. Including other items in leaf piles creates an expense for the Town and could jeopardize the Town's use of the Union County facility. Stated that a door hanger would be left at residences if leaves were not picked up for this reason.

#### Mayor's Remarks

- Discussed grant awards to the Town through the Greening Union County Grant program for projects that are expected to be completed in 2020, including \$5,000 to assist in a planting at Memorial Park, \$30,000 to assist in the replacement of Sycamore Park playground equipment, and \$22,400 to assist in a wet lands delineation study for a portion of Tamaques Park;

- Discussed the progress of the mural under the NJ Transit underpass near the South Avenue circle. Stated that she is thrilled to see this public art project come to life through the work of local artist and business owner Ricardo Roig of Roig Collection Westfield Art and Framing. Thanked those who provided donations for the project, including the Presbyterian Church in Westfield, James Ward of The James Ward Mansion Westfield, an anonymous donor, online resident donations and grants from the Main Street NJ and Union County HEART programs. Feels this mural project is only the beginning of a broader strategy for bringing public art to Westfield, with the formation of a Public Arts Commission to establish a Town-wide public arts vision, in addition to managing contributions and funding;
- Discussed the opening of the ice rink at Gumbert Park for the 2019/2020 season. Announced that opening day is Friday, November 1, and the full schedule would be available on the Town's website. Also announced that the Town has been chosen as a winner of the 2019 Innovation in Governance Award for the Westfield Rink. Sponsored by the New Jersey State League of Municipalities, the award highlights successful innovative efforts by a municipality or by partnerships including a municipality. This award recognizes The Westfield Rink as an example of a public/private partnership converting an underutilized municipal asset into one with community benefit, paid for by a private operator. Informed residents that, once again, a Westfield Rink Advisory Committee has been formed that would serve as a body to keep communication open between residents, the Towns of Westfield and Garwood, and the rink's operator to address any issues as they arise. As was reported earlier this year, many new measures are being implemented to address aesthetics and noise concerns. Stated that she is optimistic that it will be a great season for hockey teams, recreational skaters, and other specialized programs that will benefit the entire community, while also striving to be good neighbors. Encouraged residents to support the rink;
- Thanked Lifelong Westfield for hosting last week's safe walking presentation for seniors in Mindowaskin Park with the Police Department. Stated that more than thirty (30) seniors were in attendance, all of whom were provided with a free walking safety vest. Also stated that additional safety vests are available in the Police Department for seniors who are interested.
- Discussed the recent "Coffee with a Cop" event at Starbucks and commended Chief Battiloro and his officers for the event. Feels these community events provide a great opportunity for residents to meet and get to know the men and women who are dedicated to protecting them every day;
- Extended her thanks to Councilwoman Mackey for another successful AddamsFest: Westfield Celebrates Charles Addams. Feels it was bigger and better this year and hopes everyone had the chance to enjoy all that was offered, including the Wicked Windows downtown and Haunt Your House entries throughout Westfield, the ale garden, art exhibit, movies at the Rialto, lecture series, masquerade ball, and trunk or treat. Also thanked sponsors, numerous volunteers, and Town employees within the DPW, Fire Department and Police Department for their efforts. Explained that the entire spirit of AddamsFest is to embrace a unique part of Westfield's history and make it about community and inclusivity. Feels it has clearly grown into something very special for the Town;
- Announced that Westfield has been selected as one of the top five (5) best NJ downtowns by NJ.com. Informed all that she would be giving a tour of the downtown to a reporter from the Star Ledger tomorrow and encouraged everyone to vote for Westfield;
- Discussed the status of the Master Plan Reexamination and the Parks and Recreation Strategic Plan and invited everyone to attend the December 2, 2019 Planning Board meeting where the final proposed Master Plan Reexamination Report would be presented and adopted. In addition, the Parks and Recreation Strategic Plan Steering Committee is meeting tomorrow with final recommendations expected by year-end. Feels it is a very exciting time for the future of Westfield.
- Closed her remarks by wishing everyone a happy and safe Halloween. Urged all drivers and pedestrians to exercise extra caution to ensure everyone's safety

Councilman Arena referred to Mayor Brindle's remarks concerning grant awards and discussed the amount awarded versus the amount the Town allocates to Union County in taxes.

Councilman LoGrippe thanked the Town Administrator for his involvement with initial discussions of a possible dedication of a portion of Sycamore playground in memory of Terry DeFalco.

The Town Administrator discussed the process for this memorial in conjunction with the replacement of playground equipment at Sycamore Park, which includes a presentation to the Recreation Commission and expected completion of the project in 2020.

Councilman Stokes congratulated Councilwoman Mackey for another successful AddamsFest event.

Ciel Power Energy Consultant

Scott Fischer of Ciel Power Energy conducted a presentation of home energy audits available to Westfield residents.



NJHIC# 13VH06170900





### Home Performance with ENERGY STAR®

A national program administered jointly by:

- U.S. Department of Energy
- U.S. Environmental Protection

Brought to you locally by:

- New Jersey Board of Public Utilities
- New Jersey Clean Energy Program

More than 500,000 homeowners nationwide have participated in Home Performance programs.

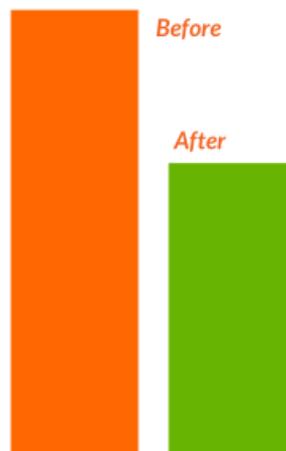


### A Whole-House Approach The Goal:



- Improved Health & Safety
- Reduced Energy Consumption
- Improved comfort
- Improved durability

Lower your home's energy consumption



*"... renovating an existing house to be highly energy-efficient requires careful planning and attention to detail. A whole-house systems approach helps homeowners, architects, and builders develop successful strategies for optimizing home energy efficiency."*

U.S. Department of Energy

### Home Performance with ENERGY STAR® : Financial Incentives

5% to 19.99% TES

**Incentive:**  
Cash-Back: \$2,000  
**Financing:**  
\$5,000 Zero-Interest  
7 Year Term

20% to 24.99%

**Incentive:**  
Cash-Back: \$3,000  
**Financing:**  
\$10,000 Zero-Interest  
7 Year Term  
or  
\$15,000 @ 0.99%  
9 Year Term

25% or Greater

**Incentive:**  
Cash-Back: \$4,000  
**Financing:**  
\$10,000 Zero-Interest  
7 Year Term  
or  
\$15,000 @ 0.99%  
9 Year Term





## The audit

“A home energy audit is the first step towards participating in the New Jersey Home Performance with ENERGY STAR® program”

## What’s Included?

Install the best of today’s insulation, heating, air-conditioning, and hot-water systems for the comfort and convenience of your family. Maximize home improvements with cash back and financing incentives.

### Health & Safety

Funds are available to address health & safety related items including asbestos, outdated wiring, and venting issues.

### Insulation

Improve your home’s comfort, lower seasonal heating & cooling costs, and lower the environmental impact of your home with insulation upgrades.

### Heating

Harness the power of today’s high-efficiency heating equipment for comfortable living spaces, lower heating costs, and a healthier home.

### Air-Conditioning

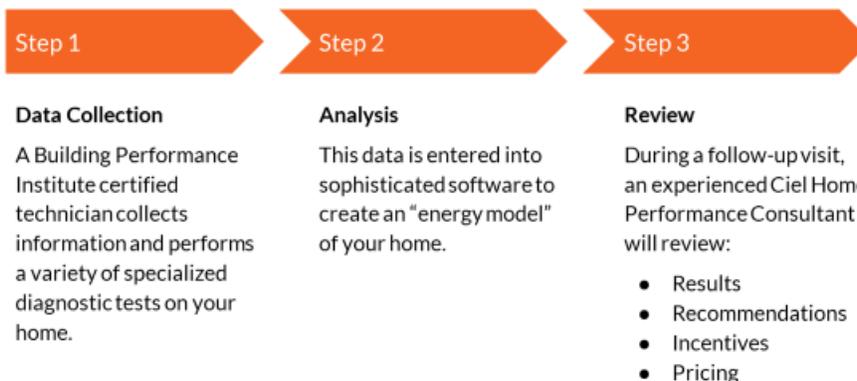
Today’s best air-conditioners use 30% to 50% less energy to produce the same amount of cooling as air conditioners made in the mid 1970’s.

## What do we look for?



Safety	Efficiency	Diagnostic Testing
<ul style="list-style-type: none"> <li>• Carbon Monoxide</li> <li>• Gas Leaks</li> <li>• Exhaust Ventilation</li> <li>• Outdated Wiring</li> <li>• Asbestos</li> <li>• Mold</li> </ul>	<ul style="list-style-type: none"> <li>• Insulation Levels</li> <li>• Heating Systems</li> <li>• Hot Water Heating</li> <li>• Building Orientation &amp; Construction</li> <li>• Air-Conditioning Systems</li> </ul>	<ul style="list-style-type: none"> <li>• Whole-House Depressurization</li> <li>• Thermal Imaging</li> <li>• Combustion Efficiency Analysis</li> <li>• Ambient CO Levels</li> <li>• Gas Leak Detection</li> </ul>

## How it works



## Timeline



## Simple Steps to Savings

Home Energy Audit	Review & Install Upgrades	Get Your Rebate
<p><b>Safety Inspection</b></p> <ul style="list-style-type: none"> <li>Gas Leaks</li> <li>Ventilation</li> <li>CO Levels</li> </ul> <p><b>Data Collection</b></p> <ul style="list-style-type: none"> <li>Existing Insulation</li> <li>Air-Leakage</li> <li>Efficiency Levels</li> </ul>	<p><b>Upgrades</b></p> <ul style="list-style-type: none"> <li>Best-In-Class Reporting</li> <li>Professional Consultation</li> <li>Prioritized Upgrades</li> <li>Improved Comfort</li> <li>Improved Efficiency</li> </ul>	<p><b>Cash-Back &amp; Financing</b></p> <ul style="list-style-type: none"> <li>Specialists Handle Project Paperwork</li> <li>Cash-Back Incentives Delivered within 90 days of completion</li> </ul>



### Thank You

For additional information:

[www.cielpower.com/westfield](http://www.cielpower.com/westfield)

[www.energystar.gov](http://www.energystar.gov)

[www.njcleanenergy.com](http://www.njcleanenergy.com)

[www.bpi.org](http://www.bpi.org)

[www.buildingscience.com](http://www.buildingscience.com)

### Town Council Comments

Councilman LoGrippe asked if Ciel Power Energy would be conducting the upgrades in addition to the energy audits for residents.

Mr. Fischer explained that Ciel Power Energy could conduct the upgrades but residents are under no obligation to move forward with Ciel Power Energy. They may choose another vendor that participates in this program.

Councilman Contract informed residents that this program was a Green Team initiative and thanked Green Team member Amarish Mehta for his involvement with moving this forward. Explained that the goal of the program is to help residents reduce energy costs by making their homes more energy efficient, while also helping to improve the environment.

Mayor Brindle stated that she recently had an energy audit of her home done through this program and that the Ciel Power Energy employees were incredibly professional and thorough, with the audit taking approximately four (4) hours.

Councilman LoGrippo asked how this program differs from the program offered by PSE&G.

Mr. Fischer explained that the audit conducted through this program includes thermal imaging which is not offered through PSE&G's program.

### Green Team

Councilman Contract announced that the Town would be offering a new Organic Waste Recycling Program at the Conservation Center.

Catherine Hirschman of the Westfield Green Team discussed the program and explained that beginning November 1, 2019 residents could drop off food waste, such as meat and grains, to a special container located at the Conservation Center. Food waste could be placed in a plastic bag or special containers that are available. Recycling of this food waste captures energy for bio fuel for use by the Rahway Valley Sewerage Authority (RVSA). Thanked the DPW for their assistance with this program.

Ariel Bernard, Waste Management, discussed Waste Management's involvement in this program and invited residents to tour Waste Management's facility.

Councilman Contract mentioned that this is a free program for residents and explained that the bin for this waste is self-sealing to prevent animals from accessing the food that is dropped off.

Councilman Dardia asked if restaurants could participate in this program.

Ariel Bernard stated that restaurants are welcome to participate.

Councilman Contract discussed efforts to coordinate with the DWC and the schools in an effort to have them participate in the program.

## APPOINTMENTS

### ADVERTISED HEARINGS

#### GENERAL ORDINANCE NO. 2144

“AN ORDINANCE AMENDING THE LAND USE ORDINANCE TO ESTABLISH ELECTRIC VEHICLE INFRASTRUCTURE REGULATIONS”

Advertised returnable this evening.

Hearing no comments, Mayor Brindle declared the hearing closed.

#### GENERAL ORDINANCE NO. 2147

“AN ORDINANCE AMENDING THE GENERAL PROVISIONS OF THE TOWN CODE TO INCREASE PENALTIES FOR VIOLATING MUNICIPAL ORDINANCES”

Advertised returnable this evening.

Hearing no comments, Mayor Brindle declared the hearing closed.

#### GENERAL ORDINANCE NO. 2148

“AN ORDINANCE REGULATING, AMENDING AND SUPPLEMENTING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO REGULATE THE STORAGE AND DELIVERY OF PREMANUFACTURED (MODULAR) HOMES AND BUILDING COMPONENTS”

Advertised returnable this evening.

Hearing no comments, Mayor Brindle declared the hearing closed

**GENERAL ORDINANCE NO. 2149**

“AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO MEET THE TOWN’S OBLIGATIONS UNDER ITS AFFORDABLE HOUSING SETTLEMENT AGREEMENT”

Advertised returnable this evening.

Hearing no comments, Mayor Brindle declared the hearing closed.

**PENDING BUSINESS**

An ordinance entitled, GENERAL ORDINANCE NO. 2144 - “AN ORDINANCE AMENDING THE LAND USE ORDINANCE TO ESTABLISH ELECTRIC VEHICLE INFRASTRUCTURE REGULATIONS” by Councilwoman Mackey, seconded by Councilman Contract, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Habgood	Nays:	Absent:
Arena		
Dardia		
Neylan		
LoGrippo		
Contract		
Stokes		
Mackey		
Mayor Brindle		

An ordinance entitled, GENERAL ORDINANCE NO. 2147 - “AN ORDINANCE AMENDING THE GENERAL PROVISIONS OF THE TOWN CODE TO INCREASE PENALTIES FOR VIOLATING MUNICIPAL ORDINANCES” by Councilman Dardia, seconded by Councilman LoGrippo, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Habgood	Nays:	Absent:
Arena		
Dardia		
Neylan		
LoGrippo		
Contract		
Stokes		
Mackey		
Mayor Brindle		

An ordinance entitled, GENERAL ORDINANCE NO. 2148 - “AN ORDINANCE REGULATING, AMENDING AND SUPPLEMENTING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO REGULATE THE STORAGE AND DELIVERY OF PREMANUFACTURED (MODULAR) HOMES AND BUILDING COMPONENTS” by Councilwoman Mackey, seconded by Councilwoman Contract, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Habgood	Nays:	Absent:
Arena		
Dardia		
Neylan		
LoGrippo		
Contract		
Stokes		
Mackey		
Mayor Brindle		

An ordinance entitled, GENERAL ORDINANCE NO. 2149 - "AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO MEET THE TOWN'S OBLIGATIONS UNDER ITS AFFORDABLE HOUSING SETTLEMENT AGREEMENT" by Councilwoman Mackey, seconded by Councilman Stokes, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Nays:	Absent:
Habgood		
Arena		
Dardia		
Neylan		
LoGrippe		
Contract		
Stokes		
Mackey		
Mayor Brindle		

### **BIDS**

### **MINUTES**

On a motion by Councilman LoGrippe and seconded by Councilman Dardia, Council approved the Minutes of the Town Council Conference Session and Regular Meeting held October 15, 2019 with Councilman Stokes abstaining.

### **PETITIONS AND COMMUNICATIONS**

### **OPEN DISCUSSION BY CITIZENS**

Mayor Brindle opened the public comments portion of the meeting and asked if there were any questions or comments.

Joseph Wilson, 520 Downer Street, discussed his comments at a previous Town Council meeting in which he requested that the Town Code be amended to address nuisance fires. Discussed criminal complaints signed against him by Councilman Stokes which are scheduled to be heard in Union Township. Also discussed his attendance at a Union Township Committee meeting and his appearance in Union Township court last week. Stated that the matter was ordered to mediation, and explained that it was also ordered to mediation four (4) years ago in Westfield, which resulted in a consent agreement being created. As per this consent agreement, Councilman Stokes is required to contact him in advance when he intends to use his firepit. The purpose of the advance notification is to allow him time to close his windows to prevent smoke from entering his home. Explained that he had been calling the Police Department when the firepit was used without advance notification, but the Police Department instructed him to document these occurrences instead. Requested that Councilman Stokes provide him with advance notification when he intends to use his firepit as per their consent agreement.

Councilman Stokes feels this is a private matter that should be handled privately and suggested that Mr. Wilson direct any questions he might have to his attorney. Also stated that he looks forward to sharing the results of this issue once it is finalized through the court process. In the meantime, he would continue to work with the Mayor and Town Council on behalf of the residents of Westfield.

Mayor Brindle explained to Mr. Wilson that this matter is before the court and is not within the Town Council's jurisdiction. Only matters within the Town Council's jurisdiction can be addressed during this portion of the meeting.

Mr. Wilson explained that he is requesting an amendment to the Town Code to address nuisance fires.

The Town Administrator stated that his request was included on the Code Review and Town Property Committee's agenda but needed to be carried to a future meeting because there was not sufficient time to discuss it.

Hearing no further comments, Mayor Brindle closed the public comment portion of the meeting.

**BILLS AND CLAIMS**

On motion by Councilwoman Habgood and seconded by Councilman Stokes, bills and claims were adopted unanimously:

RESOLVED that the bills and claims in the amount of \$440,518.40 per the list submitted to the members of this Council by the Chief Financial Officer, and approved for payment by the Town Administrator be, and the same are hereby, approved and that payroll warrants previously issued by the Chief Financial Officer be ratified.

**REPORTS OF STANDING COMMITTEES:**

**Finance Policy Committee**

The following resolutions, introduced by Councilwoman Habgood, and seconded by Councilwoman Mackey were unanimously adopted.

**Resolution No. 254**

WHEREAS, Michael Mahoney, LLC., made an application for a construction permit for new single-family dwelling located at 1105 Summit Avenue, Block 5015, Lot 1.02 Westfield, New Jersey.

WHEREAS, Michael Mahoney, LLC., remitted \$4,732.00 for aforesaid permit.

WHEREAS, Michael Mahoney, LLC subsequently requested not to do the above mentioned project.

WHEREAS, Michael Mahoney, LLC., has made an application for refund of eighty percent (80%) of permit fee.

NOW THEREFORE BE IT RESOLVED, that the Chief Financial Officer be, and hereby is authorized to draw a warrant in the sum of \$3,785.60 payable to Michael Mahoney, LLC PO Box 2698, Westfield NJ 07090.

**Resolution No. 255**

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individual:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
Arnoud Jansveld 411 Harrison Ave Westfield, NJ 07090	T- 05- 600 - 071 Tennis/ Rec	Refund Class Drumline/Class Canceled Luka Jansveld	\$85.00

**Resolution No. 256**

RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the following persons, these amounts being overpaid for 2019:

<u>Block/Lot/Qualifier</u>	<u>Property Address</u>	<u>Quarter/Year</u>
2506/8.01/C0013	111 Prospect Street	3 <sup>rd</sup> /2019
STRAUSS, Ronald 853 Ramapo Way Westfield, NJ 07090		\$2,170.88
4906/9	219 Eton Place	3 <sup>rd</sup> /2019
ORTIZ, Jessica G		\$3,100.04

**Resolution No. 257**

RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the following persons, these amounts being overpaid for 2017 and 2018 pursuant to the memorandum of judgment received from the Union County Board of Taxation:

Block/Lot/Qualifier Name	Property Address	Quarter/Year Amount
2502/1.03	237 Charles Street	4 <sup>th</sup> /2017
SMILJANIC, I -IRREVOCABLE TR		\$1,109.52
		4 <sup>th</sup> /2018
		<u>\$1,115.64</u>
		\$2,225.16

**Resolution No. 258**

WHEREAS, the Town of Westfield is a founding member of the Suburban Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2019, unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, THEREFORE, be it resolved as follows:

1. The Town of Westfield agrees to renew its membership in the Suburban Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules, and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership and to deliver same to the Suburban Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

**Resolution No. 259**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Town of Westfield strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Town of Westfield is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program;

THEREFORE, the Mayor and Town Council of the Town of Westfield have determined that the Town of Westfield should apply for \$10,000 in funding for the aforementioned Grant for the Installation of Recently Developed and Innovative Low-E Storm Windows on Westfield Municipal Building.

THEREFORE, BE IT RESOLVED, that the Mayor and Town Council of the Town of Westfield, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant.

**Public Safety, Transportation and Parking Committee**

The following resolutions, introduced by Councilman Dardia, and seconded by Councilman Arena were unanimously adopted.

**Resolution No. 260**

BE IT RESOLVED that Police Captain Frank Padovano and Fire Chief Anthony Tiller be and hereby are appointed as Deputy Emergency Management Coordinators for the Town of Westfield for a term expiring October 31, 2022.

**Resolution No. 261**

BE IT RESOLVED that Battalion Chief Richard Jurgens is hereby appointed as FIRE OFFICIAL for the Town of Westfield for a term expiring October 31, 2020 as per General Ordinance No.1405, Sec: 11-43 (a) (6).

**Resolution No. 262**

WHEREAS, a need exists in the Fire Department for the purchase and delivery of one replacement Fire Pumper Truck; and

WHEREAS, the Town of Westfield has entered into an Interlocal Contract for Cooperative purchasing with the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program, Contract #FS 12-17; and

WHEREAS, the Fire Department recommends purchase of one Fire Pumper Truck in accordance with the Interlocal Contract with HGAC Cooperative Purchasing; and

WHEREAS, the manufacturer for the truck will be Pierce Manufacturing, Inc., 2600 American Drive, Appleton, Wisconsin 54912 for one (1) UC05- Enforcer Pumper to be purchased through their dealer, Fire & Safety Services, Inc. 200 Ryan Street, South Plainfield, NJ 07080 and the pricing of the truck is through the HGAC Cooperative Purchasing Program and is not expected to exceed \$599,900.00 including trade-in deduction for the Town's existing Pumper truck; and

WHEREAS, Certificate of the Chief Financial Officer certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C 5:30-1.10, has been furnished to the Town Clerk with expenditure of funds pursuant to this contract being charged to Special Ordinance No. 2204, specifically account #C-07-19-221-8A1, under Purchase Order #19-04192;

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield award a contract in an amount not expected to exceed \$599,900.00 to Fire & Safety Services, Inc., 200 Ryan Street, South Plainfield, NJ 07080 for a Pierce Manufacturing, UC05 Enforcer Pumper.

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby authorized to take whatever actions are appropriate in the execution and discharge of this Contract.

Fire & Safety Services, Inc.  
200 Ryan Street  
South Plainfield, NJ 07080

1 UC05 Enforcer Fire Pumper Truck = \$599,900.00

**Code Review & Town Property Committee****Public Works Committee**

The following resolution, introduced by Councilman Contract, Chairman of the Public Works Committee, and seconded by Councilman Stokes, were unanimously adopted.

**Resolution No. 263**

WHEREAS, a need exists for the purchase of public works related equipment, specifically a firewood super-splitter, as provided for in Capital Improvement Fund, SO 2217A, and

WHEREAS, bids were advertised on two separate occasions for this equipment, October 24, 2018 and May 1, 2019, and no bids were received on either occasion, and

WHEREAS, the New Jersey Public Contracts law permits contracts to be negotiated at fair and reasonable prices for the respective services when bidding on two occasions has been unsuccessful, and

WHEREAS, the Town Engineer negotiated a price with Cord King of Canada, LTD., through Universal Services, LLC, 30 Green Lane, Succasunna, NJ 07876, for this equipment, and

WHEREAS, Certificate of the Town Treasurer, certifying the availability of adequate funds for this Contract, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds pursuant to this Contract to be charged to Special Ordinance 2217, Account No. C-07-19-221-7A4, under Purchase Order #19-03986.

NOW THEREFORE BE IT RESOLVED, that a Contract in the amount of \$97,956.00 be awarded to Universal Services, LLC, 30 Green Lane, Succasanna, NJ 07876, and

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby, authorized to take whatever actions are appropriate in the execution of discharge of this Contract.

Reports of Department Heads

**ADJOURNMENT**

A motion to adjourn, made by Councilman Contract and seconded by Councilman LoGrippe at 9:10 p.m. was unanimously carried.

Respectfully submitted,

Tara Rowley, RMC  
Town Clerk